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8 Attorneys for Plaintiff  
9 PAUL ALFRED SINCERNY

10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA

12 PAUL ALFRED SINCERNY,  
13 Plaintiff,

14 vs.

15 City of Walnut Creek; Walnut Creek Police  
16 Department; Walnut Creek Police Sergeant  
17 Ryan Hibbs; Walnut Creek Police Officer  
18 Lee Herrington; Walnut Creek Police  
19 Officer Brookshire; Walnut Creek Police  
20 Officer Adams; Walnut Creek Police  
21 Officer Ashley Roskos; Walnut Creek  
22 Police Officer Njoroge; Walnut Creek  
23 Police Officer Steve Bertolozzi; Walnut  
24 Creek Police Detective Kim Gerstner;  
25 Walnut Creek Police Officer Scott  
26 Moorhouse; Walnut Creek Police Chief  
27 Tom Chaplin, Rachel Melia Smith and  
28 DOES 1-20,

Defendants.

Case No. C17-02616 HSG

**STIPULATION AND ORDER TO  
MODIFY CASE MANAGEMENT  
CONFERENCE DATE ORDER**

WHEREAS the Court recently set October 31, 2017 as the new date for a Case Management Conference in this matter and to discuss a due date for Plaintiff's First Amended Complaint; and

WHEREAS Plaintiff counsel is set for trial in State court to commence on October 30,

2017, in the matter of *Cochran v. Lake*, San Mateo Superior Court No. CIV531946, and the case may “trail” some days and is otherwise expected to last for approximately two weeks; and

WHEREAS Plaintiff’s counsel is scheduled for hip replacement surgery on November 27, 2017 and will therefore be physically unavailable for about two weeks; and

WHEREAS plaintiff’s counsel and defense counsel have met and conferred to propose an orderly modification to the Case Management Conference schedule;

NOW THEREFORE the parties, by and through their respective attorneys, have agreed that good cause exists in the interest of the furtherance of justice that the schedule for the Case Management Conference be adjusted such that the said Conference take place on Tuesday November 21, 2017, and a joint Case Management Conference Statement be filed on November 14, 2017.

Dated: October 18, 2017

HELBRAUN LAW FIRM

By: /s/ Helbraun, David M

David M. Helbraun  
Attorneys for Plaintiff  
Paul Alfred Sincerny

Dated: October 18, 2017

MCNAMARA, NEY, BEATTY, SLATTERY,  
BORGES & AMBACHER LLP

By: /s/ Blechman, Noah G.

Noah G. Blechman  
Attorneys for Defendants  
City of Walnut Creek; Walnut Creek Police Sergeant  
Ryan Hibbs; Walnut Creek Police Officer Lee  
Herrington; Walnut Creek Police Officer Adams; and  
Walnut Creek Police Officer Ashley Roskos

**ORDER**

PURSUANT TO THE PARTIES’ STIPULATION, AND GOOD CAUSE EXSITING

THEREFORE, IT IS HEREBY ORDERED AS FOLLOWS:

XXX

XXX

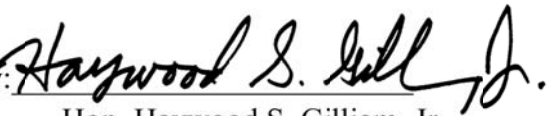
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1 The Case Management Conference shall take place on Tuesday November 21, 2017, and a  
2 joint Case Management Conference Statement shall be filed on November 14, 2017.

3 IT IS SO ORDERED

4 Dated: October 23, 2017

5 By:   
6 Hon. Haywood S. Gilliam, Jr.  
7 District Court Judge